

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

INTERNATIONAL UNION OF	:	CIVIL ACTION
OPERATING ENGINEERS OF	:	
EASTERN PENNSYLVANIA, <u>et al.</u>	:	NO. 02-CV-4666
	:	
v.	:	
	:	
MASTRO MASONRY	:	

ORDER

AND NOW, this day of December, 2002, upon consideration of Plaintiffs' Request for Entry of Default Judgment against Defendant Mastro Masonry (docket no. 3), Defendant having failed to appear or otherwise defend this action and the Clerk of Court having entered a default against it, **IT IS ORDERED** that a hearing shall be held on **Wednesday, January 15, 2003 at 11:00 a.m. in Courtroom 3-B, Third Floor, United States Courthouse, 601 Market Street, Philadelphia, Pennsylvania**, solely on the issue of damages.¹

BY THE COURT:

BRUCE W. KAUFFMAN, J.

¹ Pursuant to Fed. R. Civ. P. 55, the Court may enter a judgment by default when the defendant fails to appear in the action. "A consequence of the entry of a default judgment is that the factual allegations of the complaint, except those relating to the amount of damages, will be taken as true." Comdyne I, Inc. v. Corbin, 908 F.2d 1142, 1149 (3d Cir. 1990) (internal quotation marks and citations omitted). In determining damages, the Court may conduct a hearing on that issue alone. Id.; see also Fed. R. Civ. P. 55(b)(2).